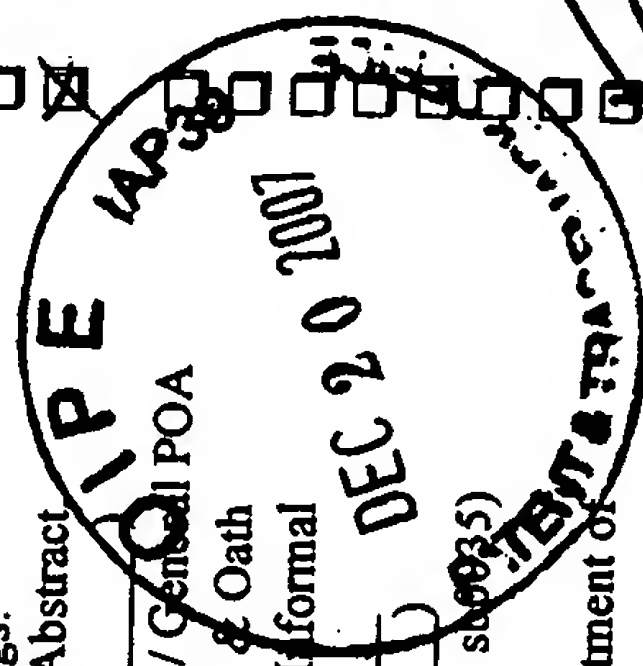


Appln. No. 10/068/117 Attorney Docket No. MIT-086 Aus By: KR/mm  
Title: Dynamic Planning Method of System  
Application of: Patent-Marketing

\*The Following, DUE \_\_\_\_\_ in the U.S. PTO, was received in the Mail Room on the date stamped hereon:

- |  |   |
|--|---|
| <input type="checkbox"/> Mailing by Express Mail (37 CFR 1.10)                     | <input type="checkbox"/> PCT Request 101 (____ sheets)                |
| <input checked="" type="checkbox"/> Express Mail Label No. _____                   | <input type="checkbox"/> Chapter II Demand                            |
| <input checked="" type="checkbox"/> Cert. of Mailing under 37 CFR 1.8(a)           | <input type="checkbox"/> PCT Fee/Calculation/Authorization Sheet      |
| <input type="checkbox"/> Application for Patent inc. _____ pgs.                    | <input type="checkbox"/> Response to Correct Defects                  |
| <input type="checkbox"/> (____ pgs.) Specification (____ pgs.) Abstract            | <input type="checkbox"/> Check for \$ <u>1452</u> Check # <u>6468</u> |
| <input type="checkbox"/> (____ pgs.) Claims (Claims _____)                         | <input type="checkbox"/> Check for \$ _____ Check # _____             |
| <input type="checkbox"/> Declaration Petition / Power of Attorney / General POA    | <input type="checkbox"/> Amendment/Response                           |
| <input type="checkbox"/> Design Patent Application & Declaration of Oath           | <input type="checkbox"/> Submission of Formal Drawings                |
| <input type="checkbox"/> Drawings _____ Sheet(s) _____ Formal _____ Informal _____ | <input type="checkbox"/> Response to Notice to File Missing Parts     |
| <input type="checkbox"/> (Figs. _____)   | <input type="checkbox"/> Notice of Appeal                             |
| <input type="checkbox"/> Request For Non-Publication (PTO Form 3035)               | <input type="checkbox"/> Power of Attorney                            |
| <input type="checkbox"/> CPA/RCE   | <input type="checkbox"/> Brief (____ x3)                              |
| <input type="checkbox"/> Revocation of Power of Attorney/Appointment of Attorney   | <input type="checkbox"/> Petition for Ext. of Time                    |
| <input type="checkbox"/> New Power of Attorney                                     | <input type="checkbox"/> Transmittal Letter (PTO/SB/21)               |
| <input checked="" type="checkbox"/> Other <u>Letter Under 37 CFR 1.28(c)</u>       | <input type="checkbox"/> Fee Transmittal Letter (PTO/SB/17)           |
| <input type="checkbox"/> Info. Disc. Statement, Substitute for PTO Form 1449       | <input type="checkbox"/> Assignment                                   |
| <input type="checkbox"/> (Form PTO/SB/08A) and _____ Reference(s) Cited            | <input type="checkbox"/> Maintenance Fee Transmittal                  |



Mailing Date December 17, 2007  
Deficiency Fee

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<b>DALY, CROWLEY &amp; MOFFORD &amp; DURKEE, LLP</b> 354 TURNPIKE ST, SUITE 301 CANTON, MA 02021		6468
DATE <u>12/17/07</u>		53-7310/2113 04
PAY TO THE ORDER OF	Assistant Commissioner for Patents	\$ 1452.00
<u>One Thousand four hundred fifty two<sup>00</sup>/<sub>100</sub></u>		DOLLARS
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FOR	<u>MIT 086 AUS Deficiency Fee</u>	<u>Susan J Padula</u>

GUARDIAN of SAFETY



# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

5

Application Number

10/068,119

Filing Date

February 6, 2002

First Named Inventor

Feniosky Pena-Mora

Art Unit

2121

Examiner Name

Thomas H. Stevens

Attorney Docket Number

MIT-086AUS

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## ENCLOSURES

(Check all that apply)



Fee Transmittal Form



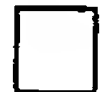
Fee Attached



Amendment/Reply



After Final



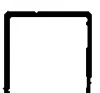
Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)



Reply to Missing Parts/  
Incomplete Application



Reply to Missing Parts  
under 37 CFR 1.52 or 1.53



Drawing(s)



Licensing-related Papers



Petition



Petition to Convert to a  
Provisional Application



Power of Attorney, Revocation  
Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) \_\_\_\_\_



Landscape Table on CD



After Allowance Communication to TC



Appeal Communication to Board  
of Appeals and Interferences



Appeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)



Proprietary Information



Status Letter



Other Enclosure(s) (please identify  
below):

Return Postcard;  
Letter Under 37 C.F.R. 1.128(c)

COPY

### Remarks

In the event a petition for extension of time is required by this paper and not otherwise provided, such petition is hereby made and authorization is provided herewith to charge deposit account No. 50-0845 for the cost of such extension.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Daly, Crowley, Mofford & Durkee, LLP

USPTO Customer No. 022494

Signature

*Kermit Robinson*

Printed name

Kermit Robinson

Date

Dec 17, 2007

Reg. No.

48,734

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

*Kermit Robinson*

Typed or printed name

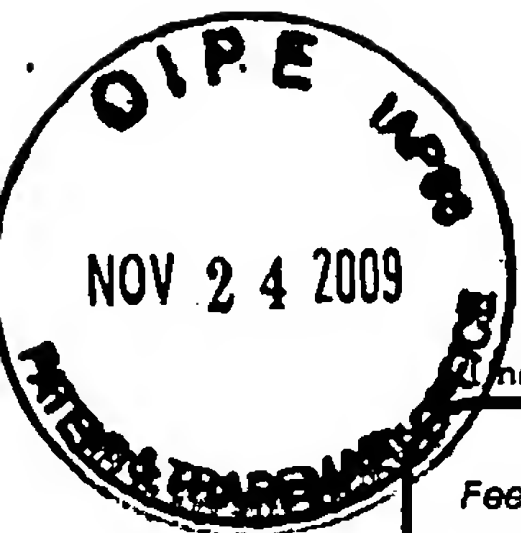
Kermit Robinson

Date

Dec 17, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (12-04)  
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
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Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,452

## Complete if Known

Application Number 10/068,119

Filing Date February 6, 2002

First Named Inventor Feniosky Pena-Mora

Examiner Name Thomas H. Stevens

Art Unit 2121

Attorney Docket No. MIT-086AUS

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## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify):  
☐ Deposit Account Deposit Account Number: 50-0845 Deposit Account Name: Daly, Crowley, Mofford & Durkee, LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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## FEE CALCULATION

### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

### 2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims - 20 or HP = 0 x Fee (\$)

HP = highest number of total claims paid for, if greater than 20

Indep. Claims - 3 or HP = 0 x Fee (\$)

HP = highest number of independent claims paid for, if greater than 3

Multiple Dependent Claims  
Fee (\$) Fee Paid (\$)

### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets - 100 = 0 / 50 = 0 (round up to a whole number) x Fee (\$) = Fee Paid (\$)

### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: Deficiency Fee

Fees Paid (\$)  
0  
1452

## SUBMITTED BY

Signature Registration No. 48,734 Telephone 781.401.9988, x124  
Name (Print/Type) Kermit Robinson Date Dec 17, 2009

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.





PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/068,119  
Applicant : Feniosky Pena-Mora, et al.  
Filed : February 6, 2002  
T.C./A.U. : 2121  
Examiner : Thomas H. Stevens

Confirmation No.: 5759

Docket No. : MIT-086AUS  
Customer No. : 022494

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LETTER UNDER 37 C.F.R. §1.28(c)

**OFFICE OF PETITIONS**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The above-identified patent application was filed on February 6, 2002. Status as a small entity was established in good faith. It was later discovered that such status as a small entity was established in error. In accordance with the provisions of 37 C.F.R. §1.28(c), Applicants respectfully request that the error be excused. A calculation of the deficiency owed and an itemization of the total deficiency payment in accordance with 37 C.F.R. §§1.28(c)(2)(i) and (ii) is provided in the attached Deficiency Fees Owed chart:

The total deficiency owed is \$1,452, for which a check is attached. The Assistant Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 500845, including but not limited to, any charges for extensions of time under 37 C.F.R. §1.136.

Appl. No.: 10/068,119

Docket No.: MIT-086AUS

Please do not hesitate to contact the below signing attorney if there are any questions regarding this submission or this application.

Dated: Dec 17, 2007

Respectfully submitted,

DALY, CROWLEY, MOFFORD & DURKEE, LLP

By: Kermit Robinson

Kermit Robinson

Reg. No. 48,734

Attorney for Applicant(s)

354A Turnpike Street - Suite 301A

Canton, MA 02021-2714

Tel.: (781) 401-9988, Ext. 124

Fax: (781) 401-9966

*kr@dc-m.com*

47285.doc

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DEFICIENCY FEES OWED

Action Taken	Date Action Taken	Small Entity Fee Paid	Current Large Entity Fee	Difference Due
Utility patent application filed without fee	Feb. 6, 2002	\$370	\$1,030	\$660
With 2 extra claims		\$18	\$100	\$82
Response to Office Action dated March 24, 2006	Jun. 26, 2006	No Fee Involved	No Fee Involved	No Fee Involved
Extension of Time Fee for above Office Action (2 month)	Mar. 6, 2007	\$225	\$460	\$235
Request for Continued Examination (RCE)	Aug. 17, 2007	\$395	\$810	\$415
Extension of Time Fee for above RCE (1 month)	Aug. 17, 2007	\$60	\$120	\$60
TOTAL DIFFERENCE DUE		\$1,068	\$2,520	\$1,452

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**TRANSMITTAL  
FORM**

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Total Number of Pages in This Submission

11

Application Number

10/068,119

Filing Date

February 6, 2002

First Named Inventor

Feniosky Pena-Mora

Art Unit

2121

Examiner Name

Thomas H. Stevens

Attorney Docket Number

MIT-086AUS

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**ENCLOSURES**

(Check all that apply)



Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Reply to Missing Parts/  
Incomplete ApplicationReply to Missing Parts  
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a  
Provisional Application

Power of Attorney, Revocation



Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) \_\_\_\_\_



Landscape Table on CD



After Allowance Communication to TC

Appeal Communication to Board  
of Appeals and InterferencesAppeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please identify  
below):Return Postcard;  
Letter Under 37 C.F.R. 1.128(c);  
Re-submission of documents previously  
filed on December 17, 2007 with regard to  
a deficiency fee (7 pages)**Remarks**In the event a petition for extension of time is required by this paper and not  
otherwise provided, such petition is hereby made and authorization is  
provided herewith to charge deposit account No. 50-0845 for the cost of such  
extension.**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

Daly, Crowley, Mofford &amp; Durkee, LLP

USPTO Customer No. 022494

Signature

Printed name

Kermit Robinson

Date

20 Nov 2009

Reg. No.

48,734

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sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on  
the date shown below:

Signature

Typed or printed name

Kermit Robinson

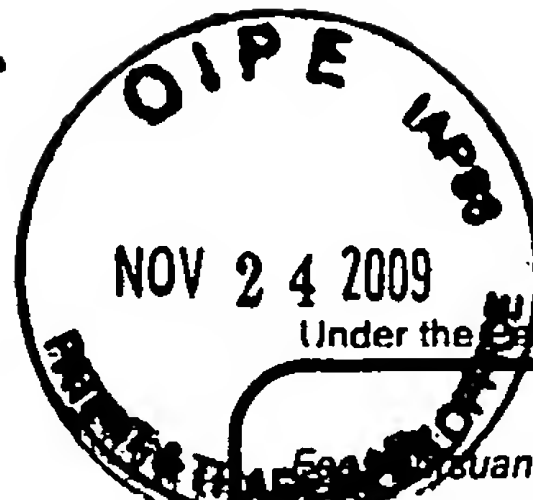
Date

20 Nov 2009

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Effective on 12/08/2004.

Enacted pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) **1.452**

### Complete if Known

Application Number	10/068,119
Filing Date	February 6, 2002
First Named Inventor	Feniosky Pena-Mora
Examiner Name	Thomas H. Stevens
Art Unit	2121
Attorney Docket No.	MIT-086AUS

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### METHOD OF PAYMENT (check all that apply)

OFFICE OF PETITIONS

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☒ Deposit Account Deposit Account Number: **50-0845** Deposit Account Name: **Daly, Crowley, Mofford & Durkee, LLP**

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

#### 2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

**Total Claims**      **Extra Claims**      **Fee (\$)**      **Fee Paid (\$)**      **Multiple Dependent Claims**  
\_\_\_\_\_ - 20 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_      **Fee (\$)**      **Fee Paid (\$)**  
HP = highest number of total claims paid for, if greater than 20  
**Indep. Claims**      **Extra Claims**      **Fee (\$)**      **Fee Paid (\$)**  
\_\_\_\_\_ - 3 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_  
HP = highest number of independent claims paid for, if greater than 3

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

**Total Sheets**      **Extra Sheets**      **Number of each additional 50 or fraction thereof**      **Fee (\$)**      **Fee Paid (\$)**  
\_\_\_\_\_ - 100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_

#### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)  
Other: **Deficiency Fee**      **1.452**

#### SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	48,734	Telephone	781.401.9988, x124
Name (Print/Type)	Kermit Robinson	Date	11/20/09		

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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